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10 **BEFORE THE**
PHYSICAL THERAPY BOARD OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS
11 **STATE OF CALIFORNIA**

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13 In the Matter of the Accusation Against:

14 GREGORY SCOTT JOHNSON
1928 Alicante Street
Davis, California 95616

15 Physical Therapist License No. PT-17250

16 Respondent.
17 _____

Case No. 1D-2000-62643

OAH No. N2002070546

**STIPULATED SETTLEMENT AND
DISCIPLINARY ORDER**

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19 IT IS HEREBY STIPULATED AND AGREED by and between the parties to the
20 above-entitled proceedings that the following matters are true:

21 **PARTIES**

22 1. Steven K. Hartzell (Complainant) is the Executive Officer of the Physical
23 Therapy Board of California. He brought this action solely in his official capacity and is
24 represented in this matter by Bill Lockyer, Attorney General of the State of California, by Mara
25 Faust, Deputy Attorney General.

26 2. Respondent, Gregory Scott Johnson, is represented in this proceeding by
27 attorney Henry Lewin, whose address is 11377 West Olympic Blvd., Fifth Floor, Los Angeles,
^^ California 90064-1683.

Respondent Gregory Scott Johnson is revoked. However, the revocation is stayed and Respondent is placed on probation for eighteen (18) months on the following terms and conditions.

1. EDUCATION COURSE Within 30 days of the effective date of this decision, respondent shall submit to the Board, or its designee, for prior approval a physical therapy remedial educational program, including either one course on universal precautions and/or protocols or an independent study review of universal precautions and/or protocols. The Board or its designee may visit respondent=s office to ensure implementation of the universal aut including the appropriate use of gloves.

2. PROBATION MONITORING COSTS All costs incurred by the Board for probation monitoring during the entire period of probation shall be reimbursed by respondent. Respondent will be billed at least quarterly. Failure to make the ordered reimbursement within 60 days of the billing shall constitute a violation of the probation order. In addition to the filing of an Accusation or the issuance of an administrative citation, the filing of criminal charges shall be sought when appropriate.

3. COST RECOVERY The respondent is ordered to reimburse the Board the actual and reasonable investigative and prosecutorial costs incurred by the Board in the amount of \$ 750.00. The respondent shall pay the reimbursement within 60 days from the effective date of the decision.. Failure to make the ordered reimbursement, or any agreed upon payment, shall constitute a violation of the probation order and non-compliance with this decision. In addition, the Board may enforce payment as provided by law. The filing of bankruptcy by the respondent shall not relieve the respondent of his responsibility to reimburse the Board for its investigative and prosecution costs.

4. OBEY ALL LAWS Respondent shall obey all federal, state and local laws, and statutes and regulations governing the practice of physical therapy in California.

5. COMPLIANCE WITH ORDERS OF A COURT The respondent shall be in compliance with any valid order of a court. Being found in contempt of any court may

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constitute a violation of probation.

6. QUARTERLY REPORTS Respondent shall submit quarterly declarations under penalty of perjury on forms provided by the Board, stating whether there has been compliance with all the conditions of probation.

7. PROBATION MONITORING PROGRAM COMPLIANCE Respondent shall comply with the Board's probation monitoring program.

8. INTERVIEW WITH THE BOARD OR ITS DESIGNEE Respondent shall appear in person for interviews with the Board, or its designee, upon request at various intervals and with reasonable notice.

9. NOTIFICATION OF PROBATIONAL STATUS TO EMPLOYERS The respondent shall notify all present or future employers of the reason for and the terms and to the employer. The respondent shall obtain written confirmation from the employer that the documents were received. If the respondent changes employment or obtains additional employment, the respondent shall provide the above notification to the employer and submit written employer confirmation to the Board within 10 days. The notification(s) shall include the name, address and phone number of the employer, and, if different, the name, address and phone number of the work location.

10. NOTIFICATION OF CHANGE OF NAME OR ADDRESS The respondent shall notify the Board, in writing, of any and all changes of name or address within ten (10) days.

11. RESTRICTION OF PRACTICE - TEMPORARY SERVICES AGENCIES Respondent may only practice or perform physical therapy in a supervised structured environment. The respondent shall not work for a temporary services agency or registry.


12. PROHIBITED USE OF ALIASES Respondent may not use aliases and shall be prohibited from using any name which is not Gregory Scott Johnson, his legally-recognized name or based upon a legal change of name.

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2 13. WORK OF LESS THAN 20 HOURS PER WEEK If the respondent
3 works less than 192 hours in a period of three months, those months shall not be counted toward
4 satisfaction of the probationary period. The respondent shall notify the Board if he works less
5 than 192 hours in a three month period.

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7 14. TOLLING OF PROBATION The period of probation shall run only
8 during the time respondent is practicing within the jurisdiction of California. If, during
9 probation, respondent does not practice within the jurisdiction of California, respondent is
10 required to immediately notify the probation monitor in writing of the date that respondent's
11 practice is out of state, and the date of return, if any. Practice by the respondent in California
12 prior to notification to the Board of the respondent's return will not be credited toward
13 completion of probation. Any order for payment of cost recovery shall remain in effect whether
14 or not probation is tolled.

15 15. VIOLATION OF PROBATION If respondent violates probation in any
16 respect, the Board, after giving respondent notice and the opportunity to be heard, may revoke
17 probation and carry out the disciplinary order that was stayed. If an accusation or petition to
18 revoke probation is filed against respondent during probation, the Board shall have continuing
19 jurisdiction until the matter is final, and the period of probation shall be extended until the matter
20 is final.

21 16. CESSATION OF PRACTICE DUE TO RETIREMENT, HEALTH OR
22 OTHER REASONS Following the effective date of this probation, if respondent ceases
23 practicing physical therapy due to retirement, health or other reasons, respondent may request to
24 surrender his license to the Board. The Board reserves the right to evaluate the respondent's
25 request and to exercise its discretion whether to grant the request or to take any other action
26 deemed appropriate and reasonable under the circumstances. Upon formal acceptance of the
27 tendered license, the terms and conditions of probation shall be tolled until such time as the
^^ license is no longer renewed  the respondent makes application for the renewal of the tendered

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2 license or makes application for a new license.

3 17. COMPLETION OF PROBATION Upon successful completion of
4 probation, respondent's license or approval shall be fully restored.

5 18. WRITTEN EXAM ON THE LAWS & REGULATIONS GOVERNING
6 THE PRACTICE OF PHYSICAL THERAPY Within 180 days of the effective date of this
7 decision, respondent shall take and pass the Board's written examination on the laws and
8 regulations governing the practice of physical therapy in California. If respondent fails to pass
9 the examination, respondent shall be suspended from the practice of physical therapy until a
10 repeat examination has been successfully passed.

11 19. PRACTICE OR PERFORMANCE OF PHYSICAL THERAPY WHILE
12 ON PROBATION It is not contrary to the public interest for the respondent to perform
13 physical therapy under the probationary conditions specified in the disciplinary order.

14 ACCEPTANCE

15 I have carefully read the above Stipulated Settlement and Disciplinary Order and
16 have fully discussed it with my attorney, Henry Lewin. I understand the stipulation and the
17 effect it will have on my physical therapy license. I enter into this Stipulated Settlement and
18 Disciplinary Order voluntarily, knowingly, and intelligently, and agree to be bound by the
19 Decision and Order of the Physical Therapy Board of California.

20 DATED: 10/28/02.

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22 Original Signed By
Gregory Scott Johnson
23 Respondent
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25 I have read and fully discussed with Respondent Gregory Scott Johnson the terms
26 and conditions and other matters contained in the above Stipulated Settlement and Disciplinary
27 Order. I approve its form and content.

28 DATED: 10/28/02.

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Original Signed By: _____
HENRY LEWIN
Attorney for Respondent

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ENDORSEMENT

The foregoing Stipulated Settlement and Disciplinary Order is hereby respectfully
submitted for consideration by the Physical Therapy Board of California of the Department of
Consumer Affairs.

DATED: 10/28/03.
BILL LOCKYER, Attorney General
of the State of California

Original Signed By _____
MARA FAUST
Deputy Attorney General
Attorneys for Complainant

DOJ Docket Number: 03575160-sa2001ad1735



In the Matter of the Accusation Against: Case No. 1D-2000-62643
GREGORY SCOTT JOHNSON OAH No. N2002070546
Physical Therapy License No. PT-17250
Respondent.

The attached Stipulated Settlement and Disciplinary Order is hereby adopted by the Physical Therapy Board of California, Department of Consumer Affairs, as its Decision in this matter.

It is so ORDERED February 11, 2003 .

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Exhibit A
Accusation No. 1D-2000-62643

